

DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **SURGICAL CLIP APPLIER**, the specification of which is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. § 1.56(a).

[ ] In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

THOMAS M. FREIBURGER, REG. NO. 27,063

Send Correspondence to:

Thomas M. Freiburger  
650 California Street, 25th Fl.  
San Francisco, California 94108

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(415) 781-0310

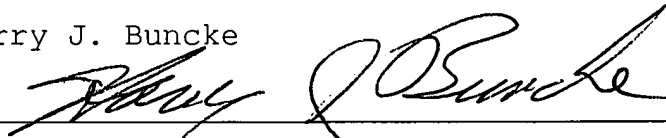
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the

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United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: Harry J. Buncke

Inventor's Signature



Date:

6/8/00

Country of Citizenship: USA

Residence: Hillsborough, California

Post Office Address: 1565 Kingswood Drive,  
Hillsborough, California 94010

00596806-064900

Applicant: Harry J. Buncke

For: SURGICAL CLIP APPLIER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27(b))  
INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled SURGICAL CLIP APPLIER, described in the specification filed herewith.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

[X] No such person, concern or organization.

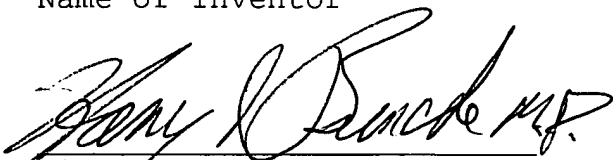
I acknowledge the duty to file, in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may

jeopardize the validity of the application or any patent issuing thereon.

Harry J. Buncke  
Name of Inventor

1565 Kingswood Drive  
Hillsborough, California 94010  
Address of Inventor

  
Signature of Inventor

6/8/00  
Date

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